DECISION OF THE EEA JOINT COMMITTEE

No 73/2008

of 6 June 2008

amending Annex XX (Environment) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

(1) Annex XX to the Agreement was amended by Decision of the EEA Joint Committee No 56/2008 of 25 April 2008 ([1]).

(2) Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste ([2]) is to be incorporated into the Agreement.

(3) Regulation (EC) No 1013/2006 repeals, with effect from 12 July 2007, Council Regulation (EEC) No 259/93 ([3]) and Commission Decision 94/774/EC ([4]), which are incorporated into the Agreement and which are consequently to be repealed under the Agreement.

(4) The current EEA adaptations to Regulation (EEC) No 259/93 and Decision 94/774/EC as regards Liechtenstein are to be maintained in substance,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XX to the Agreement shall be amended as follows:

1. The text of point 32c (Council Regulation (EEC) No 259/93) shall be replaced by the following:

'**32006 R 1013**: Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste (OJ L 190, 12.7.2006, p. 1).

The transitional arrangements set out in the Annexes to the Act of Accession of 16 April 2003 for Latvia (Annex VIII, Chapter 10, Section B, point 1), Hungary (Annex X, Chapter 8, Section A, point 1), Malta (Annex XI, Chapter 10, Section B, point 1), Poland (Annex XII, Chapter 13, Section B, point 1) and Slovakia (Annex XIV, Chapter 9, Section B, point 1) concerning Regulation (EEC) No 259/93 shall apply *mutatis mutandis*.

The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section B, point 1) and Romania (Annex VII, Chapter 9, Section B, point 1) concerning Regulation (EEC) No 259/93 shall apply *mutatis mutandis*.

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

(a) as regards exports of waste for recovery (Title IV, Chapter 2 of the Regulation), Liechtenstein shall be deemed to be a country to which the OECD Decision applies;

([1]) OJ L 223, 21.8.2008, p. 54.
([2]) OJ L 190, 12.7.2006, p. 1.
([3]) OJ L 30, 6.2.1993, p. 1.
([4]) OJ L 310, 3.12.1994, p. 70.

(b) for hazardous waste which is disposed of or recovered in Switzerland, Liechtenstein may use the Swiss notification and movement documents instead of the standard forms annexed to the Regulation;

(c) in Article 2(29) the words "or into the territory of the EFTA States" shall be added after the words "customs territory of the Community".'.

2. In the adaptation text of point 32aa (Commission Decision 2000/532/EC) the words 'and mentioned by Council Regulation (EEC) No 259/93' at the end of the sentence shall be replaced by the words 'and mentioned by Regulation (EC) No 1013/2006 of the European Parliament and of the Council'.

3. The text of point 32ca (Commission Decision 94/774/EC) shall be deleted.

Article 2

The texts of Regulation (EC) No 1013/2006 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 7 June 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 6 June 2008.

For the EEA Joint Committee
The President
Alan SEATTER

(*) Constitutional requirements indicated.